



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/421,506	10/19/1999	SALVATORE ALBANI	246/285	4242

7590 09/23/2003

WESLEY B. AMES  
BROBECK PHLEGER & HARRISON LLP  
12390 EL CAMINO REAL  
SAN DIEGO, CA 92130

EXAMINER

EWOLDT, GERALD R

ART UNIT PAPER NUMBER

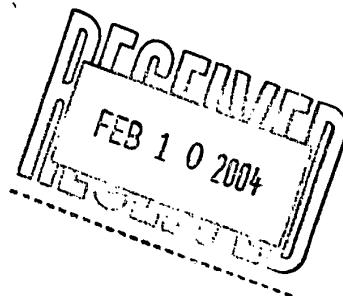
1644

DATE MAILED: 09/23/2003

2q

Please find below and/or attached an Office communication concerning this application or proceeding.

BEST AVAILABLE COPY





UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trad mark Offic  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER
29	

DATE MAILED:

BEST AVAILABLE COPY

In the Response to Restriction Requirement, filed 6/04/03, Applicant canceled all previously pending claims, introduced new Claims 383-391, and elected "Group 1". Applicant failed, however, to elect any species as set forth in the Restriction Requirement, mailed 10/18/02. Accordingly, the response is considered to be non-responsive. Additionally, Applicant has indicated that all of the claims are now directed to the invention of Group I even though several of the new claims, e.g., Claims 385 and 386, recite methods that have been previously restricted to different groups.

Since the response appears to be bona fide, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to the Examiner, Dr. Gerald R. Ewoldt, Art Unit 1644, whose telephone number is 703-308-9805. Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center customer service representative whose telephone number is (703) 308-0196.

G.R. Ewoldt, Ph.D.  
Primary Examiner  
Tech Center 1600  
September 09, 2003